



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

DISMISSED FOR FAILURE TO PROSECUTE: June 10, 2010

CBCA 1756

ROBERT STANLEY ASSOCIATES,

Appellant,

v.

DEPARTMENT OF JUSTICE,

Respondent.

Robert Stanley, Owner of Robert Stanley Associates, Santa Monica, CA, appearing for Appellant.

Barry C. Hansen and Gordon R. Jamison, Office of General Counsel, Department of Justice, Washington, DC, counsel for Respondent.

Before Board Judges **BORWICK**, **VERGILIO**, and **DRUMMOND**.

DRUMMOND, Board Judge.

Appellant, Robert Stanley Associates, filed this appeal on October 15, 2009, from the decision of a contracting officer of the Justice Department. By scheduling order dated October 21, 2009, the Board directed appellant to file a complaint by November 19, 2009. Appellant failed to file its complaint as ordered.

On December 2, 2009, the Board ordered appellant to show cause by December 15, 2009, why the appeal should not be dismissed for failure to prosecute. On December 22, 2009, the Board granted appellant's request for an enlargement of time to file its complaint by March 15, 2010. Appellant failed to meet the March 15, 2010, deadline. Appellant subsequently advised the Board that it intended to seek an additional enlargement of time to file a complaint. Appellant has not filed a complaint, nor has it filed a request for an enlargement of time to file its complaint.

On April 19, 2010, the Board issued a second order to show cause. The order required appellant to show cause by May 10, 2010, why the appeal should not be dismissed for failure to prosecute. The order was sent by certified mail to appellant's address. Despite two notices left by the post office, the certified mail was returned to the Board unopened and marked unclaimed. Appellant has disregarded the Board's orders by failing to file a complaint.

In accordance with Board Rule 12 (48 CFR 6101.12 (2009)), the appeal is **DISMISSED FOR FAILURE TO PROSECUTE.**

JEROME M. DRUMMOND
Board Judge

We concur:

ANTHONY S. BORWICK
Board Judge

JOSEPH A. VERGILIO
Board Judge